

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – A&C (Vig.I) Department – Departmental proceedings against Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired - under Rule 20 of A.P.C.S. (CC&A) Rules, 1991 - Article of charges – Issued.

AGRICULTURE AND COOPERATION (VIG.I) DEPARTMENT

G.O.RT.No. 853

Dated: 16-12-2020

Read the following:

1. From the Special Commissioner of Agriculture, A.P., Guntur, Lr.Dt:18.10.2019.
2. Govt. Memo.No.AGC01-AGRI/309/2019, A&C (Vig.I) Dept., Dated:15/11/2019, 06/02/2020, 24.07.2020 & 29.09.2020.
3. From the Commissioner of Agriculture, A.P., Guntur, Lr. No Vig 1(2)34/2019, dated: 22-04-2020, 14.09.2020 & 30.10.2020.
4. Govt. Memo. No. AGC01-AGRI/309/2019, A&C(Vig.I) Dept., Dated:16.12.2020.
5. G.O. Ms.No.93, A&C (Vig.I) Dept. dated :16.12.2020.

ORDER:

In pursuance of the sanction accorded by the Government under sub clause (i) of clause (b) of sub-rule(2) of Rule 9 of the A.P. Revised Pension Rules, 1980, for initiating departmental proceedings against Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired vide G.O.Ms.No.93, Agriculture & Cooperation (Vig-I) Department, dated:16.12.2020 in the ref 5th read above, it is proposed to hold an inquiry against the said Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired in accordance with the procedure laid down in Rule 20 of A.P.C.S.(CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). Statement of imputation of misconduct or misbehaviour in support of Article of Charges against Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is enclosed as Annexure-II. A list of documents by which and a list of witnesses by whom the Article of Charges are proposed to be sustained are also enclosed as Annexure III and IV.

3. Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is directed to submit within 15 days of the receipt of this order, a written statement of his defense.

4. Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is further informed that an inquiry will be held only in respect of those Article of Charges which are not admitted. He should, therefore, specifically admit or deny each Article of Charge.

(P.T.O)

5. Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is further informed that if he does not submit his written statement of defense on or before the date specified in Para (3) above or does not appear in person before the Inquiring Authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.C.S.(CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte and further action will be proceeded based on the material available.

6. The attention of Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O. must be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired (through the Commissioner and Director of Agriculture, A.P.,Guntur)

Copy to:

The Commissioner and Director of Agriculture, A.P.,Guntur, (with a request to serve this order to the charged officer and return the served copy with dated acknowledgement.)

SC/SF.

//FORWARDED BY ORDER//

SECTION OFFICER

(Contd... Annexures)

ANNEXURE-I

STATEMENT OF DRAFT ARTICLES OF CHARGE FRAMED AGAINST SRI. D.TAGORE NAIK, THE THEN JOINT DIRECTOR OF AGRICULTURE, KURNOOL AND NOW RETD.

Article of Charge-I:

"that Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired, while functioning as Joint Director of Agriculture, Kurnool during the period from 2018 to 2019 has failed to be vigilant and alert towards his duties while scrutinizing the files submitted by the subordinates for sanction of amounts meant for the benefit of farmers under NFSM and NMOOP schemes. The JDA sanctioned and proceedings issued for one bill for an amount of Rs.7,60,000/- out of 16 bills. As a result, Sri. G. Rajesh, Jr.Asst, O/o JDA, Kurnool has fraudulently misappropriated the government funds. Thus he neglected in discharging his legitimate duties properly and violated the Rule 3 of APCS (Conduct) Rules 1964".

Article of Charge-II:

"that Sri. D.Tagore Naik, the then Joint Director of Agriculture, Kurnool and now retired, has approved the bills for payment even though such files were not routed through the superintendent and other higher level officers which is against the laid down principles of office procedure submitting the bills for approval by the competent authority. Had the office procedure strictly followed and checked by every level officer at every stage, the fraud and misappropriation of Government funds by Sri. G. Rajesh, Jr.Asst would not be happened. Thus he neglected in discharging his legitimate duties properly and violated the Rule 3 of APCS (Conduct) Rules 1964".

**POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

SECTION OFFICER

(P.T.O)

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI. D.TAGORE NAIK, THE THEN JOINT DIRECTOR OF AGRICULTURE, KURNOOL AND NOW RETD.

In respect of Charge -I:

It is brought to the notice of the undersigned by the Collector & District Magistrate vide Lr.No. No. REV-ASECODPA/50/2019-SA (A5)-COLLKRNL, dt: 20.08.2019 that he has appointed a Four Men Committee to probe into the fact of misappropriation of Government funds by Sri. G. Rajesh, Jr.Asst (U/S), O/o JDA, Kurnool and submit report. The Four Men Committee in its submitted report has stated that a total subsidy amount of Rs.97.55 lakhs was fraudulently misappropriated by the Junior Assistant by submitting 16 bills on four number of fake companies created in the names of Swathi Agro industries, Swathi Agro Agencies, M/s Swathi Agencies, Kurnool and Swathi Pipes Private limited and one bill on the name of approved firm M/s. Satish Agro industries by resubmitting the bill with already paid bill mentioning his wife SB Account. The JDA sanctioned and proceedings issued for one bill for an amount of Rs.7,60,000/- out of 16 bills.

Therefore, the aforesaid officer has shown gross negligence in discharging his legitimate duties and violated Rule 3 of APCS (Conduct) Rules 1964.

In respect of Charge-II:

It is brought to the notice of the undersigned by the Collector & District Magistrate vide Lr.No. No. REV-ASECODPA/50/2019-SA (A5)-COLLKRNL, dt: 20.08.2019 that he has appointed a Four Men Committee to probe into the fact of misappropriation of Government funds by Sri. G. Rajesh, Jr.Asst (U/S), O/o JDA, Kurnool and submit report. The Four Men committee in its report has stated that misappropriation of Government funds could not be happened, if the office procedure strictly followed and checked by every level officer at every stage and also opined that the above Officer has not exercised his duties and failed in discharging his official duties.

Therefore, the aforesaid Officer has shown grave procedural irregularity and violated Rule 3 of APCS (Conduct) Rules 1964.

**POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

SECTION OFFICER

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ANNEXURE-III

**LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE
FRAMED AGAINST SRI. D.TAGORE NAIK, THE THEN JOINT
DIRECTOR OF AGRICULTURE, KURNOOL AND NOW RETD ARE
PROPOSED TO BE SUSTAINED..**

1)Report of Four Men committee appointed by the Collector & District Magistrate, Kurnool to enquire about the fraud and misappropriation of funds pertaining to NFSM & NMOOP schemes in the O/o JDA, Kurnool by Sri. G. Rajesh, Jr. Asst(U/S), O/o JDA, Kurnool.

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ANNEXURE-IV

**LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE
FRAMED AGAINST SRI. D.TAGORE NAIK, THE THEN JOINT
DIRECTOR OF AGRICULTURE, KURNOOL AND NOW RETD ARE
PROPOSED TO BE SUSTAINED.**

1. Sri. G. Rajesh, Junior Assistant (U/S), O/o JDA, Kurnool.
2. Sri. C. Ashok Kumar Reddy, Agril.Officer (TA), O/o JDA,
Kurnool.

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